

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA  
ROANOKE DIVISION

CLERK'S OFFICE U.S. DIST. COURT  
AT ROANOKE, VA  
FILED

JAN 16 2008

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UNITED STATES, )  
 ) CASE NO. 7:99CR00109  
 ) CASE NO. 7:08CV80019  
v. )  
 )  
 ) FINAL ORDER  
STEVEN AUBREY BURNETTE )  
 ) By: Hon. James C. Turk  
 ) Senior United States District Judge

In accordance with the accompanying memorandum opinion, it is hereby

**ORDERED**

that petitioner's submission, which the court construes as a motion to vacate, set aside or correct sentence, pursuant to 28 U.S.C. § 2255, is hereby **DISMISSED** without prejudice as successive, all claims against the named respondents are **DISMISSED** without prejudice, and the action is stricken from the active docket of the court.

The Clerk is directed to send copies of this final order and the accompanying memorandum opinion to petitioner.

ENTER: This 16<sup>th</sup> day of January, 2008

*James C. Turk*  
\_\_\_\_\_  
Senior United States District Judge